

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
DEL RIO DIVISION

United States of America	§	
	§	
vs.	§	NO: DR:21-M -00108(1)
	§	
(1) William Smith	§	

**ORDER OF DETENTION PENDING TRIAL**

In accordance with the Bail Reform Act, 18 U.S.C. 3142(f), a preliminary and detention hearing has been held. I conclude that the following facts require the detention of the defendant pending trial in this case.

**I. Findings of Fact**

I find that the credible testimony and information submitted at the hearing establishes by clear and convincing evidence that there is probable cause to believe that the Defendant committed the offense alleged in the criminal Complaint, violation 8:1324 Conspiracy to Transport Aliens, for which a sentence of up to ten years in prison is prescribed.

Assistant United States Attorney Steven Kam called Agent Joey Olivas to testify. Defendant is a citizen of United States smuggling aliens in the Western District of Texas.

Based on the information in the pretrial services report and Defendant's extensive criminal history, the Court finds by clear and convincing evidence that the Defendant poses a serious danger to the community. Because of the potential sentence if convicted, the Court concludes that the Defendant poses a serious risk of flight. Additionally the Court concludes there are no conditions or combination of conditions that will reasonably assure the appearance of the Defendant as required or to ensure the safety of the community.

Accordingly, the Court concludes that Defendant be **DETAINED** as there are no conditions or combinations of conditions that would reasonably assure the Defendant's appearance in court and the safety of the community.

II. Directions Regarding Detention

The Defendant is committed to the custody of the Attorney General or his designated representative for confinement in a corrections facility separate, to the extent practical, from persons awaiting or serving sentences or being held in custody pending appeal. The defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of the Court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility shall deliver the Defendant to the United States Marshal for the purpose of an appearance in connection with a court proceeding.

SIGNED on 5th day of February, 2021

A handwritten signature in black ink, appearing to read 'V.R. Garcia', is written over a horizontal line.

VICTOR ROBERTO GARCIA  
UNITED STATES MAGISTRATE JUDGE